

JAN 15 2014

## IN THE UNITED STATES DISTRICT COURT

Clerk, U.S. District Court District Of Montana Helena

## FOR THE DISTRICT OF MONTANA

## **GREAT FALLS DIVISION**

LARRY BOMAR,	
Petitioner,	No. CV 12-77-GF-SEH
VS.  DAN O'FALLEN; ATTORNEY GENERAL OF THE STATE OF MONTANA	ORDER
Respondents.	

On December 23, 2013, United States Magistrate Judge Keith Strong entered Findings and Recommendation<sup>1</sup> in this matter. Petitioner did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this Court will review Judge Strong's Findings and Recommendation for clear error.

<sup>1</sup> Doc. 9.

Upon review, I find no clear error in Judge Strong's Findings and Recommendation and adopt them in full.

## **ORDERED:**

- 1. Claims A and C of the petition<sup>2</sup> are DENIED on the merits.
- 2. Claims B and D of the petition<sup>3</sup> are DISMISSED on procedural grounds.
- 3. A certificate of appealability is DENIED. Any appeal would be taken in bad faith as the claims lack merit and are procedurally defaulted or unexhausted.
  - 2. This case is DISMISSED WITHOUT PREJUDICE.

DATED this \_/S day of January, 2014.

United States District Judge

<sup>&</sup>lt;sup>2</sup> Doc. 1.

<sup>&</sup>lt;sup>3</sup> Doc. 1.